



Salt River

PIMA-MARICOPA INDIAN COMMUNITY

ROUTE 1, BOX 216 / SCOTTSDALE, ARIZONA 85256-9722 / PHONE (602) 941-7277

COL Robert L. VanAntwerp
District Engineer
U.S. Army Corps of Engineers
P.O. Box 2711
Los Angeles, CA 90053

March 5, 1993

Dear COL VanAntwerp:

We received your letter of February 10, 1993 which responded to our letter of January 25, 1993. We are providing the following information as requested:

1. Evaluation and Certification of the Interim Protection Containment Dike;
2. Formal confirmation that the Final Design work has commenced; and
3. Assurance that the Design and Construction will be adequately funded.

1. Evaluation and Certification of the Interim Protection Containment Dike - The construction of the containment dike has been substantially completed. The Community's engineering firm for the emergency services, BRW, Inc., has completed a full evaluation of the containment dike work and we enclose herewith a certification by them attesting to the level of protection offered by the containment dike. You will note that the certification attests to their opinion that the containment dike will protect the area of the Tri-City Landfill which was subject to erosion on January 9, 1993 against a flow of 170,000 to 180,000 CFS. The peak flow during this year's flood was 130,000 CFS.

2. Formal confirmation that the Final Design work has commenced - We initially indicated that the Consultant to provide the final design services was BRW. Dan Cook, the lead design engineer for BRW, recently resigned and took a position with another firm. After extensive evaluation and discussion, the Community felt it necessary to select a new consulting firm to provide final design services. We enclose herewith a copy of a signed contract between the Salt River Pima-Maricopa Indian Community and Simons Li and Associates (SLA) Inc. which provides that SLA, Inc. will perform the final design work for the permanent protection of the landfill as is conceptually described in the BRW Design Concept Report Phase 1A plan which you have already received. The contract names the "points of contacts" at SLA, who will be charged with the actual design work as well as a scope of work specifying tasks. The project objectives and milestones for the overall design and construction effort will be discussed at the project coordination meeting on Wednesday, March 10, 1993. We will provide a detailed work schedule, objectives and milestones for the overall design and construction effort to the Corps of Engineers at the March 15, 1993 coordination meeting. The design and construction schedule will remain within the originally specified time frame of eighteen months concluding in March, 1994 pending weather conditions and the flow of the Salt River.

NO
OWNER
BEW

ACTUALLY
3/15
WE HAVE
NOTES

COL VanAntwerp Continued..

3. **Assurance that the Design and Construction will be adequately funded** - The Corps may be assured that the necessary design and construction work described in our January 25, 1993 letter will be adequately funded throughout the entire process. While the Community is of the opinion that the funding ought to be a cooperative effort between the Community, the Federal Emergency Management Agency and the cities of Mesa, Tempe, and Scottsdale, for purposes of this assurance, the Community has set aside more than sufficient funds in an account at the First Interstate Bank. The funds in this account can be drawn on to pay for the necessary design and construction work. If you wish to confirm the account balance, please call Jack W. Berryman.

Jack W. Berryman, Vice President
First Interstate Bank of Arizona
PO Box 29727, Phoenix, AZ 85038-9727
(602) 528-6308
Account No. 0900560000

WHS
DIDN'T
VCEIL
The commitment of the Community to do this work is clearly evidenced by the expenditure of approximately \$500,000 in January and February of 1992 for bank protection work under the supervision of the Corps and the expenditure of an additional \$2 million in January and February of 1993 to construct the containment dike again with the concurrence of the Corps. The construction of these facilities and the design and construction pursuant to the conceptual plan 1A is viewed by the Community as part of the construction necessary to close the landfill pursuant to law and federal regulation. The amounts expended as well as the amounts committed should clearly indicate the seriousness with which the Community approaches this effort.

We appreciate the cooperation of the U.S. Army Corps of Engineers.

Yours very truly,

Merna L. Lewis

Merna L. Lewis
Vice President

Enclosures:

- (2) copies of BRW Report
- (2) copies of SLA Contract
- (1) SLA Qualifications Brochure